

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: Chairman Bob Lake, on March 27, 2009 at 8:00 A.M.,
in Room 152 Capitol

ROLL CALL

Members Present:

Rep. Bob Lake, Chairman (R)
Rep. Jill Cohenour, Vice Chairman (D)
Rep. Janna Taylor, Vice Chairman (R)
Rep. Dick Barrett (D)
Rep. Mark Blasdel (R)
Rep. Edward B. Butcher (R)
Rep. Wanda Grinde (D)
Rep. Robin Hamilton (D)
Rep. Brian Hoven (R)
Rep. Mike Jopek (D)
Rep. Dave McAlpin (D)
Rep. Art Noonan (D)
Rep. JP Pomnichowski (D)
Rep. Lee Randall (R)
Rep. J. David Roundstone (D)
Rep. Jon Sonju (R)
Rep. Wayne Stahl (R)
Rep. Chas Vincent (R)
Rep. Brady Wiseman (D)

Members Excused: Rep. Mike Miller (R)

Members Absent: None

Staff Present: Jeff Martin, Legislative Branch
Jennifer O'Loughlin, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: None

Executive Action: HB 312, HB 647, HB 649, HB 650, HB 651, HB 652, HB 654, HB 657, HB 663, HB 666, HB 668, HB 670, HB 672, HB 673, HB 674, HB 675

EXECUTIVE ACTION ON HB 670

00:03:07 **Motion:** Rep. Vincent moved that **HB 670 DO PASS.**

Discussion:

00:03:15 Mr. Martin

00:03:24 **Motion:** Rep. Vincent moved that **HB 670 BE AMENDED.**
EXHIBIT (tah68a01)

00:03:39 Rep. Vincent

00:04:38 Rep. Cohenour

00:05:07 **Vote:** Motion passed unanimously by voice vote. Rep. Grinde, Rep. Miller and Rep. Sonju voted by proxy.

00:05:50 **Motion:** Rep. Vincent moved that **HB 670 DO PASS AS AMENDED.**

Discussion:

00:06:00 Rep. Pomnichowski

00:06:26 Mr. Martin

00:07:33 Rep. Grinde entered the room.

00:07:40 Chairman Lake

00:07:58 Rep. Vincent

00:08:16 Chairman Lake

00:08:30 Mr. Martin

00:08:45 Rep. Barrett

00:09:52 Rep. Vincent

00:11:04 Rep. Wiseman

00:12:09 Rep. Cohenour

00:13:18 Rep. McAlpin

00:13:33 Chairman Lake

00:13:39 Rep. Pomnichowski and Rep. Sonju left the room.

00:13:42 Mr. Martin

00:14:02 Rep. Taylor

00:14:53 **Vote:** Motion carried 13-7 by roll call vote with Rep. Barrett, Rep. Grinde, Rep. Hamilton, Rep. Jopek, Rep. Pomnichowski, Rep. Roundstone, and Rep. Wiseman voting no. Rep. Miller and Rep. Pomnichowski voted by proxy.

EXECUTIVE ACTION ON HB 674

00:17:26 **Motion:** Rep. Vincent moved that **HB 674 DO PASS.**

Discussion:

00:17:37 Rep. Vincent
00:18:24 Rep. Cohenour

00:18:42 **Vote:** Motion carried unanimously by voice vote. Rep. Miller, Rep. Pomnichowski and Rep. Sonju voted by proxy.

EXECUTIVE ACTION ON HB 657

00:19:24 **Motion:** Rep. Stahl moved that **HB 657 DO PASS.**

Discussion:

00:19:44 Rep. Stahl
00:21:27 Rep. McAlpin
00:21:46 Rep. Stahl
00:24:13 Rep. McAlpin
00:24:24 Rep. Cohenour
00:25:24 Rep. Cohenour

00:25:55 **Vote:** Motion carried unanimously by voice vote. Rep. Miller, Rep. Pomnichowski, and Rep. Sonju voted by proxy.

EXECUTIVE ACTION ON HB 654

00:26:51 **Motion:** Rep. Taylor moved that **HB 654 DO PASS.**

Discussion:

00:27:06 Rep. Cohenour
00:27:29 Rep. Taylor
00:28:07 Rep. Cohenour

00:28:39 **Vote:** Motion failed 9-11 by roll call vote with Rep. Blasdel, Rep. Butcher, Rep. Lake, Rep. Miller, Rep. Randall, Rep. Sonju, Rep. Stahl, Rep. Taylor, and Rep. Vincent voting aye. Rep. Miller, Rep. Pomnichowski, and Rep. Sonju voted by proxy.

00:30:35 **Motion/Vote:** Rep. Cohenour moved that **HB 654 BE TABLED**. Motion carried 11-9 by voice vote with Rep. Blasdel, Rep. Butcher, Rep. Lake, Rep. Miller, Rep. Randall, Rep. Sonju, Rep. Stahl, Rep. Taylor, and Rep. Vincent voting no. Rep. Miller, Rep. Pomnichowski, and Rep. Sonju voted by proxy.

EXECUTIVE ACTION ON HB 647

00:31:33 Rep. Barrett

00:31:47 **Motion:** Rep. Barrett moved that **HB 647 DO PASS**.

00:32:30 Rep. Sonju returned to the room.

00:33:10 **Motion:** Rep. Barrett moved that **HB 647 BE AMENDED. EXHIBIT (tah68a02)**

00:33:15 Rep. Stahl left the room.

Discussion:

00:33:20 Rep. Barrett

00:33:36 Mr. Martin

00:34:27 Rep. Barrett

00:35:04 **Vote:** Motion carried unanimously by voice vote. Rep. Miller, Rep. Pomnichowski and Rep. Stahl voted by proxy.

00:35:28 **Motion:** Rep. Barrett moved that **HB 647 DO PASS AS AMENDED**.

Discussion:

00:35:40 Rep. Barrett

00:37:26 Rep. Cohenour

00:38:16 Rep. Taylor

00:38:57 Rep. Barrett

00:39:47 Rep. Stahl returned to the room.

00:39:52 Rep. Butcher

00:42:04 Chairman Lake

00:42:54 **Vote:** Motion failed 10-10 by roll call vote with Rep. Barrett, Rep. Cohenour, Rep. Grinde, Rep. Hamilton, Rep. Jopek, Rep. McAlpin, Rep. Noonan, Rep. Pomnichowski, Rep. Roundstone, and Rep. Wiseman voting aye. Rep. Jopek, Rep. Miller and Rep. Pomnichowski voted by proxy.

00:44:12 Rep. Pomnichowski returned to the room.

EXECUTIVE ACTION ON HB 650

00:45:51 **Motion:** Rep. Cohenour moved that **HB 650 DO PASS.**

00:47:03 **Motion:** Rep. Cohenour moved that **HB 650 BE AMENDED.**
EXHIBIT (tah68a03)

Discussion:

00:47:15 Rep. Cohenour
00:47:21 Mr. Martin
00:47:44 Rep. Stahl and Rep. Vincent left the room.
00:47:48 Rep. Taylor

00:49:02 **Vote:** Motion carried 18-2 by voice vote with Rep. Butcher and Rep. Taylor voting no. Rep. Jopek, Rep. Miller, Rep. Stahl, and Rep. Vincent voted by proxy.

00:49:26 **Motion:** Rep. Cohenour moved that **HB 650 DO PASS AS AMENDED.**

Discussion:

00:49:35 Rep. Butcher
00:51:30 Rep. Cohenour
00:52:35 Rep. Wiseman
00:53:22 Chairman Lake

00:54:01 **Vote:** Motion failed 10-10 by roll call vote with Rep. Barrett, Rep. Cohenour, Rep. Grinde, Rep. Hamilton, Rep. Jopek, Rep. McAlpin, Rep. Noonan, Rep. Pomnichowski, Rep. Roundstone, and Rep. Wiseman voting aye. Rep. Jopek, Rep. Miller, Rep. Stahl, and Rep. Vincent voted by proxy.

00:55:12 Rep. Pomnichowski left the room.

EXECUTIVE ACTION ON HB 652

00:56:28 **Motion:** Rep. McAlpin moved that **HB 652 DO PASS.**

Discussion:

00:56:48 Rep. McAlpin

00:57:19 **Vote:** Motion failed 10-10 by roll call vote with Rep. Barrett, Rep. Cohenour, Rep. Grinde, Rep. Hamilton, Rep. Jopek, Rep. McAlpin, Rep. Noonan, Rep. Pomnichowski, Rep. Roundstone, and Rep. Wiseman voting aye. Rep. Jopek, Rep. Miller, Rep. Pomnichowski, Rep. Stahl and Rep. Vincent voted by proxy.

00:56:34 Rep. Jopek and Rep. Vincent returned to the room.

EXECUTIVE ACTION ON HB 649

00:59:43 **Motion:** Rep. Cohenour moved that **HB 649 DO PASS.**

01:00:22 **Motion:** Rep. Cohenour moved that **HB 649 BE AMENDED.**
EXHIBIT (tah68a04)

Discussion:

01:00:39 Rep. Cohenour

01:00:52 **Vote:** Motion carried unanimously by voice vote. Rep. Miller, Rep. Pomnichowski, and Rep. Stahl voted by proxy.

01:01:20 **Motion:** Rep. Cohenour moved that **HB 649 DO PASS AS AMENDED.**

Discussion:

01:01:28 Rep. Cohenour
01:02:26 Rep. Barrett
01:03:06 Rep. Taylor
01:04:05 Rep. Barrett
01:04:20 Chairman Lake
01:06:45 Rep. Taylor

01:06:51 **Vote:** Motion failed 7-13 by roll call vote with Rep. Cohenour, Rep. Jopek, Rep. McAlpin, Rep. Noonan, Rep.

Pomnichowski, Rep. Roundstone, and Rep. Wiseman voting aye. Rep. Miller, Rep. Pomnichowski, and Rep. Stahl voted by proxy.

01:07:19 **Motion/Vote:** Rep. Taylor moved that **HB 649 BE TABLED**. Motion carried 18-2 by voice vote with Rep. Cohenour and Rep. Pomnichowski voting no. Rep. Miller, Rep. Pomnichowski, and Rep. Stahl voted by proxy

EXECUTIVE ACTION ON HB 668

01:07:28 **Motion:** Rep. Cohenour moved that **HB 668 DO PASS**.

Discussion:

01:07:44 Rep. Cohenour
01:08:51 Rep. Butcher
01:10:07 Rep. Wiseman
01:10:32 Rep. Taylor
01:11:28 Chairman Lake

01:12:08 **Vote:** Motion failed 10-10 by roll call vote with Rep. Barrett, Rep. Cohenour, Rep. Grinde, Rep. Hamilton, Rep. Jopek, Rep. McAlpin, Rep. Noonan, Rep. Pomnichowski, Rep. Roundstone, and Rep. Wiseman voting aye. Rep. Miller, Rep. Pomnichowski, and Rep. Stahl voted by proxy.

EXECUTIVE ACTION ON HB 672

01:14:07 **Motion:** Rep. Jopek moved that **HB 672 DO PASS**.

Discussion:

01:14:18 Rep. Jopek
01:14:33 Rep. Cohenour
01:15:44 Rep. Barrett
01:16:52 Rep. Taylor
01:17:14 Rep. Wiseman
01:18:02 Chairman Lake

01:18:24 **Vote:** Motion failed 10-10 by roll call vote with Rep. Barrett, Rep. Cohenour, Rep. Grinde, Rep. Hamilton, Rep. Jopek, Rep. McAlpin, Rep. Noonan, Rep. Pomnichowski, Rep. Roundstone, and Rep. Wiseman voting aye. Rep. Miller, Rep. Pomnichowski, and Rep. Stahl voted by proxy.

EXECUTIVE ACTION ON HB 651

01:20:32 **Motion:** Rep. Cohenour moved that **HB 651 DO PASS.**

01:21:12 **Motion:** Rep. Cohenour moved that **HB 651 BE AMENDED.**
EXHIBIT(tah68a05)

Discussion:

01:21:55 Mr. Martin
01:28:11 Rep. Cohenour
01:28:30 Rep. Taylor
01:29:45 Mr. Martin
01:30:09 Rep. Taylor
01:30:41 Mr. Martin
01:30:51 Rep. Cohenour
01:31:30 Rep. Taylor
01:32:03 Rep. Cohenour
01:33:55 Rep. Pomnichowski entered the room.

01:34:08 **Vote:** Motion carried unanimously by voice vote. Rep. Miller and Rep. Stahl voted by proxy.

01:34:36 **Motion:** Rep. Cohenour moved that **HB 651 DO PASS AS AMENDED.**

Discussion:

01:34:49 Rep. McAlpin
01:35:10 Rep. Taylor
01:35:57 Mr. Martin
01:37:02 Rep. Cohenour
01:38:10 Rep. Taylor
01:38:52 Rep. Butcher
01:40:36 Rep. Cohenour
01:41:45 Rep. Wiseman
01:42:42 Rep. Stahl entered the room.

01:43:05 **Vote:** Motion failed 10-10 by roll call vote with Rep. Barrett, Rep. Cohenour, Rep. Grinde, Rep. Hamilton, Rep. Jopek, Rep. McAlpin, Rep. Noonan, Rep. Pomnichowski, Rep. Roundstone, and Rep. Wiseman voting aye. Rep. Miller voted by proxy.

01:44:48 Chairman Lake

EXECUTIVE ACTION ON HB 663

01:45:24 **Motion/Vote:** Rep. Jopek moved that **HB 663 BE TABLED**.
Motion carried unanimously by voice vote. Rep. Miller
voted by proxy.

EXECUTIVE ACTION ON HB 673

01:45:57 **Motion/Vote:** Rep. Hoven moved that **HB 673 BE TABLED**.
Motion carried unanimously by voice vote. Rep. Miller
voted by proxy.

EXECUTIVE ACTION ON HB 666

01:46:15 **Motion/Vote:** Rep. Stahl moved that **HB 666 BE TABLED**.
Motion carried 17-3 by voice vote with Rep. Butcher,
Rep. Hoven, and Rep. Stahl voting no. Rep. Miller voted
by proxy.

EXECUTIVE ACTION ON HB 312

01:46:59 **Motion:** Rep. Jopek moved that **HB 312 DO PASS**.

01:47:37 **Motion:** Rep. Jopek moved that **HB 312 BE AMENDED**.
[EXHIBIT \(tah68a06\)](#)

Discussion:

01:48:01 Mr. Martin
01:48:44 Rep. Cohenour
01:49:02 Mr. Martin
01:49:41 Rep. Sonju
01:50:10 Chairman lake
01:50:23 Mr. Martin
01:50:33 Rep. Sonju
01:50:39 Chairman Lake
01:51:56 Rep. Sonju
01:52:25 Rep. Cohenour
01:53:06 Chairman Lake
01:53:23 Rep. Jopek

01:53:37 **Vote:** Motion carried 16-4 by voice vote with Rep.
Butcher, Rep. Grinde, Rep. Lake, and Rep. Stahl voting
no. Rep. Miller voted by proxy.

01:54:07 **Motion:** Rep. Jopek moved that **HB 312 DO PASS AS AMENDED.**

Discussion:

01:54:27 Rep. Pomnichowski
01:55:11 Chairman Lake
01:55:28 Mr. Martin
01:55:35 Rep. Stahl

01:56:36 **Vote:** Motion carried 11-9 by roll call vote with Rep. Blasdel, Rep. Butcher, Rep. Hoven, Rep. Lake, Rep. Miller, Rep. Randall, Rep. Stahl, Rep. Taylor, and Rep. Vincent voting no. Rep. Miller voted by proxy.

EXECUTIVE ACTION ON HB 675

01:58:47 **Motion:** Rep. Wiseman moved that **HB 675 DO PASS.**

Discussion:

01:58:57 Rep. Wiseman
02:01:43 Chairman Lake
02:01:52 Rep. Butcher
02:05:14 Rep. Stahl
02:08:13 Rep. Hoven
02:10:09 Rep. Wiseman

02:11:03 **Vote:** Motion failed 10-10 by roll call vote with Rep. Barrett, Rep. Cohenour, Rep. Grinde, Rep. Hamilton, Rep. Jopek, Rep. McAlpin, Rep. Noonan, Rep. Pomnichowski, Rep. Roundstone, and Rep. Wiseman voting aye. Rep. Miller voted by proxy.

02:12:56 Mr. Martin

02:13:18 Chairman Lake

ADJOURNMENT

02:13:36 Adjournment: 10:20 A.M.

Jennifer O'Loughlin, Secretary

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Additional Exhibits:

[EXHIBIT \(tah68a07\)](#)

Additional Documents:

EXHIBIT ([tah68aad.pdf](#))